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**UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
PORTLAND DIVISION**

UNITED STATES OF AMERICA,

Case No.: 3:15-CR-00438-JO

Plaintiff,

**SUPPLEMENTAL NOTICE OF
INTENT TO INTRODUCE EXPERT
WITNESS TESTIMONY PURSUANT
TO FEDERAL RULE OF CRIMINAL
PROCEDURE 16(a)(1)(G)**

v.

WINSTON SHROUT,

Defendant.

The United States of America, by and through Billy J. Williams, United States Attorney for the District of Oregon, Stuart A. Wexler and Lee Langston, Trial Attorneys, Tax Division, hereby gives Supplemental Notice of Its Intent to Introduce Expert Witness Testimony Pursuant to Federal Rule of Criminal Procedure (16)(a)(1)(G).

The United States previously provided notice of its intent to offer the expert testimony of William C. Kerr during its case-in-chief. (Doc. 23.) As noted therein, Mr. Kerr is a former National Bank Examiner for the Office of the Comptroller of the Currency and is now retired and

in private practice. In addition to the expert testimony previously noticed, Mr. Kerr will provide testimony concerning 632 additional documents found on Defendant's computer.¹ Mr. Kerr will testify that his examination of the documents revealed that they are fictitious financial instruments without any material financial value. He will further opine that the documents were created solely for the purpose of perpetrating a fraud, and are designed in such a way as to attempt to create an aura of authenticity to the casual observer. The documents purport to draw on a depository account at the United States Department of Treasury for the benefit of Defendant. Mr. Kerr will testify that such individual accounts do not exist at the Treasury. Mr. Kerr's qualifications are set forth in his *curriculum vitae*, attached as Exhibit A to the Government's initial Notice. *See* Doc. 23. at Exhibit A. The Government will provide Defendant with a copy of Mr. Kerr's original and supplemental opinions in advance of trial and consistent with District of Oregon Standing Order 2015-5(a).

The Government's initial Notice provided grounds for admitting Mr. Kerr's expert testimony; such basis applies equally to Mr. Kerr's supplemental material outlined above. *See* Doc. 23.

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¹ All documents reviewed by Mr. Kerr were found on Defendant's computer and previously provided in discovery.

DATED this 23rd day of March, 2017.

Respectfully submitted,

BILLY J. WILLIAMS
United States Attorney

/s/ Stuart A. Wexler
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**SUPPLEMENTAL NOTICE OF INTENT TO INTRODUCE
EXPERT WITNESS TESTIMONY
PURSUANT TO FEDERAL RULE OF
CRIMINAL PROCEDURE 16(a)(1)(G) - 3**

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on March 23, 2017, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the attorney(s) of record for the defendant. Additionally, a copy of the foregoing was emailed to the defendant at milieannjones@gmail.com.

/s/ Stuart A. Wexler

Stuart A. Wexler
Trial Attorney, Tax Division

**SUPPLEMENTAL NOTICE OF INTENT TO INTRODUCE
EXPERT WITNESS TESTIMONY
PURSUANT TO FEDERAL RULE OF
CRIMINAL PROCEDURE 16(a)(1)(G) - 4**